

Practitioner's Docket No. 2096.00C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Gordon, Dave W.
Application No.: 09/768,969 Group No.: 3728
Filed: January 24, 2001 Examiner: Patterson
For: THERMAL FOOT COVER

Assistant Commissioner for Patents
Washington, D.C. 20231

PATENT

#12/ Notice
Appeal

RECEIVED w/EXR.

AUG 29 2002

TECHNOLOGY CENTER R3700

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. section 1.191)

M. White
10/22/02

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed April 11, 2002, finally rejecting claims 9-13, 15 and 16 and the Advisory Action dated 7/5/02.

1. STATUS OF APPLICANT

This application is on behalf of a small entity. A statement was already filed on January 22, 1999.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. section 1.17(b), the fee for filing the Appeal Brief is:

Small entity \$160.00

Notice of Appeal fee due \$160.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for one month:

Fee \$55.00

If an additional extension of time is required, please consider this a petition therefor.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

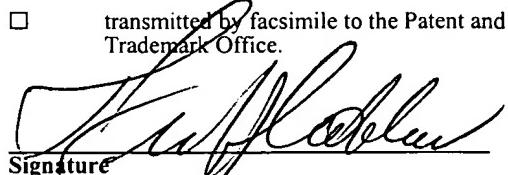
Date: 8/9/02

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01 FC:219
02 FC:215

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transmitted by facsimile to the Patent and Trademark Office.

Signature

FRANK J. CATALANO
(type or print name of person certifying)

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee	\$160.00
Extension fee	55.00

TOTAL FEE DUE \$215.00

5. FEE PAYMENT

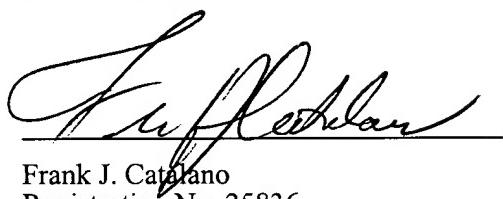
Attached is a check in the sum of \$215.00.
A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 03-1127.

If any additional fee for claims is required, charge Account No. 03-1127.

Date: 8/9/02



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